IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

WRIT PETITIN NO: 389 OF 2006 (M/S)

Shyam Singh, S/o Late Sri Kewal Singh, R/o Mohalla Chauhan Jaspur, Tehsil Jaspur, District Udham Singh Nagar.

----------Petitioner

Versus

1-Laxmi Narayan, S/o Sri Lalman.
2-Girwar Singh S/o Sri Lalman, Both R/o Mohalla Bhoop Singh Jaspur, Tehsil Jaspur, District Udham Singh Nagar.
3-First Additional District Judge, Udham Singh Nagar.

--------Respondents

Sri Mahesh Chandra Bansal, learned counsel for the petitioner.
Learned Chief Standing Counsel for the respondents.

Dated: April 18, 2006.
HON'BLE RAJESH TANDON, J.

Heard Sri Mahesh Chandra Bansal, learned counsel for the petitioner and learned standing counsel for the respondents.

By the present writ petition the petitioner has prayed for a writ of certiorari quashing the order dated 03-04-2006 and has further prayed for maintaining the status-quo during the pendency of the Appeal No. 14 of 2006.

Briefly stated that a suit was filed being a suit No. 23 of 2005 for permanent injuction. A written statement was filed by the petitioner. Along with the suit the application 6-Ga was filed. Parties were directed to maintain status-quo on the interim injuction application. The petitioner has preferred the appeal the Appellate Court has issued notices.

The petitioner has prayed that during the pendency of the appeal status-quo may be maintained as per order dated 09-03-2005. The appeal therefore is directed to be decided within a period of six weeks and in the meantime the status-quo as per order dated 09-03-2005 shall continue without prejudice to the Appellate Court to decide the appeal on merits.

Writ petition is disposed of. No order as to costs.

(Rajesh Tandon, J.)

18/04/2006
A.Roy